GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – Revenue Department - Allegation of corruption against Sri P.Swaminathan, formerly Addl.R.I, O/o the Tahsildar, Renigunta (M), Chittoor District – Entrusted the case for departmental inquiry - Enquiry report submitted - Enquiry report communicated under Rule 21(2) of APCS(CC&A) Rules, 1991 – Further explanation submitted – Awarding a penalty of 'withholding of one annual grade increment without cumulative effect' – Orders - Issued.

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REVENUE (VIGILANCE.III) DEPARTMENT

G.O.RT.No. 149 **Dated: 21-01-2020**

Read the following:

1. From the D.G., ACB, Lr.in Rc.No.11/RCT-TCT/2011, Dt:03.08.2012.
2. Govt.Memo.No.2425/Vig.VII(1)/2011-1, Revenue (Vig.VII) Dept, Dt:23.08.2013.
3. From the District Collector, Chittoor Lr in RoC .A2/461/2011, Dt. 27.09.2019
4. Govt.Memo.No.18021/57/2018-Rev (Vig.III) Dept, Dated:25/10/2019
5. Representation Dt:20.11.2019 of Sri P.Swaminathan, formerly Addl. Revenue Inspector, O/o the Tahsildar, Renigunta Mandal, Chittoor District.

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ORDER:

Whereas, it was brought to the notice of the Government that Sri P.Swaminathan, formerly Addl.Revenue Inspector, O/o the Tahsildar Renigunta Mandal, Chittoor District was trapped by Anti Corruption Bureau officials on 12.01.2011 on the allegations of demand and acceptance of bribe of Rs.1,500/- from the complainant for doing official favour. The Director General, Anti Corruption Bureau has furnished the final report duly recommending prosecuting the Accused Officer in a court of law, vide the reference 1st read above.

2. The Government after examination of the matter keeping in view the material on record, have decided to conduct Departmental enquiry against the Accused Officer instead of prosecution. Accordingly, the Director General, Anti Corruption Bureau was informed the same with a request to furnish draft AoCs etc. on both the allegations of Corruption and violation of conduct rules, to the District Collector, Chittoor for conducting departmental enquiry against said Accused Officer, vide ref 2nd read above.

3. And whereas, in the reference 3rd read above, the District Collector, Chittoor has stated that a charge memo was issued to Sri P.Swaminathan, Spl, RI, O/o. Special Deputy Collector (LA), GNSS Unit-1;Tirupati, vide Roc.A2/461/2011, dt:21.09.2015 of the District Collector and the individual has submitted his written explanation on 26.10.2015, denying charges. The Project Director, District Water Management Agency, Chittoor was appointed as Inquiry Authority and the Enquiry Officer has submitted the enquiry report vide RoC B1/188/2016, dated:26.07.2019, stating that out of (2) charges framed against the charged officer, charge No (1) is not proved and charge No (2) is proved. The details of article of charges are detailed below:-

Charge No.1 :
That the Government Servant Sri P.Swaminathan has demanded and accepted bribe amount of Rs.1500/- from the complainant Sri A.V.Ravindranath S/o. A.Venkateswarlu. R/o.15-661, Panchali Nagar, Renigunta, Chittoor District and committed grave misconduct, thus violated rule 3(1) (2) of APCS(Conduct) Rules, 1964.

Charge No.2 :
That the Government servant Sri P.Swaminathan has failed to submit the Annual Property Returns to the competent authority throughout his service and violated rule 9(7) of APCS(Conduct) Rules, 1964.

(P.T.O)

4. Government while accepting the recommendations of the findings of the Enquiry officer, communicated the Enquiry Report to the Charged Officer Sri P.Swaminathan, ARI under Rule 21 (2) of APCS (CC&A) Rules1991, with a direction to submit his representation, if any, to Government for taking further necessary action as per APCS (CC&A) Rules, 1991, vide the reference 4th read above.

5. In reply, in the reference 5th read above, Sri P.Swaininathan, ARI has submitted his explanation stating that since the Charge.I is not proved there is no further explanation in this regard and requested to drop the further action in this charge No.1. With regard to Charge.No.2 which is proved, the Charged Officer Sri P.Swaininathan, ARI while denying the charge, has stated that he has joined service as Typist on 05.12.2001 and subsequently promoted as senior assistant. During his entire service, he has not acquired any immovable property or movable property valued more than One Lakh rupees. Having worked as typist, he has not aware of the conduct Rules provision that he has to submit annual property statement every year. He was not also informed of the same by any of the head of the officers where he worked since 2001. In fact none of his colleagues in the office also not informed to file the returns which would have enlightened him to submit the same. Further stated that none of the officers have issued any memo or notice to him to file property statements where he has worked so far. Further stated that failure to submit the annual property is due to ignorance of the rule position and not intentional. Therefore, he has requested the Government to consider his representation in true perspective and drop further action against him on humanitarian grounds.

6. Government after careful examination of the matter, have decided and hereby order to impose a penalty of "withholding of one annual grade increment without cumulative effect" against Sri P.Swaminathan, formerly Addl.Revenue Inspector, O/o the Tahsildar Renigunta Mandal, Chittoor District for the above violations.

7. The Collector & District Magistrate, Chittoor shall take necessary further action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

V.USHARANI,
SECRETARY TO GOVERNMENT

To
The Collector & District Magistrate, Chittoor District,
Sri P.Swaminathan, formerly Addl.Revenue Inspector, O/o the Tahsildar Renigunta Mandal, Chittoor District through the Collector & District Magistrate, Chittoor District

Copy to:
The Chief Commissioner of Land Administration, A.P., Vijayawada.
The Director General, Anti Corruption Bureau, A.P., Vijayawada.
The Secretary to Vigilance Commissioner, APVC, Velagapudi.
Sf/Sc

//FORWARDED::BY ORDER//

SECTION OFFCIER